



BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY  
FEDERAL ENERGY REGULATORY COMMISSION

Energy Spectrum, Inc.  
Riverbay Corporation

v.

Docket No. EL12-56-000

New York Independent System Operator

NOTICE OF COMPLAINT

Take notice that on April 12, 2012, pursuant to section 205 of the Federal Power Act and Rule 206 of the Rules of Practice and Procedure of the Federal Energy Regulatory Commission (Commission), 18 CFR 385.206, Energy Spectrum, Inc. and Riverbay Corporation (Complainants) collectively filed a formal complaint against New York Independent System Operator (Respondent or NYISO) alleging that the Respondent violated the Federal Power Act, the Commission's orders and policies, and the NYISO's Market Administration and Control Area Services Tariff as a result of NYISO's issuance of Technical Bulletin No. 217 on April 6, 2012. The Complainants contend that the technical bulletin prohibits participating sellers from including energy consumed from "behind the meter" generation eligible to participate in the NYISO's Special Case Resources Program.

The Complaints certify that copies of the complaint were served on the contacts for NYISO as listed on the Commission's list of Corporate Officials.

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. The Respondent's answer and all interventions, or protests must be filed on or before the comment date. The Respondent's answer, motions to intervene, and protests must be served on the Complainants.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426.

This filing is accessible on-line at <http://www.ferc.gov>, using the “eLibrary” link and is available for review in the Commission’s Public Reference Room in Washington, DC. There is an “eSubscription” link on the web site that enables subscribers to receive email notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please email [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Comment Date: 5:00 pm Eastern Time on April 19, 2012.

Dated: April 13, 2012

Kimberly D. Bose,  
Secretary.

[FR Doc. 2012-9654 Filed 04/20/2012 at 8:45 am; Publication Date: 04/23/2012]